

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. ....09/287,699  
 Filing Date .....4/6/99  
 Inventorship ..... DeTreville  
 Applicant ..... Microsoft Corporation  
 Attorney's Docket No. ....MS1-282USC1  
 Title: Method and Apparatus for Authenticating an Open System Application to a  
 Portable IC Device

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention identified above, entitled "Method and Apparatus for Authenticating an Open System Application to a Portable IC Device"

This application in part discloses and claims subject matter disclosed in my earlier filed pending application entitled "System and Method for Authenticating an Operating System to a Central Processing Unit, Providing the CPU/OS with Secure Storage, and Authenticating the CPU/OS to a Third Party" which was filed March 10, 1999, having application serial number 09/266,207.

I have reviewed and understand the content of the above-identified specification, including the claims.

I claim benefit under Title 35, United States Code, § 120 in connection with said earlier filed application.

I hereby claim benefit under 35 U.S.C. 119(e) of United States Provisional Application 60/105,891, filed October 26, 1998.

1 I acknowledge the duty to disclose information which is material to  
2 patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a), including  
3 any information which became available between the filing date of the prior  
4 application and the national or PCT international filing date of this application.

5 PRIOR FOREIGN APPLICATIONS: no applications for foreign patents or  
6 inventor's certificates have been filed prior to the date of execution of this  
7 declaration.

#### 8 Power of Attorney

9 I appoint the following attorneys to prosecute this application and transact all  
10 future business in the Patent and Trademark Office connected with this application:  
11 Lewis C. Lee, Reg. No. 34,656; Daniel L. Hayes, Reg. No. 34,618; Allan T.  
12 Sponseller, Reg. 38,318; Steven R. Sponseller, Reg. No. 39,384; James R.  
13 Banowsky, Reg. No. 37,773; Lance R. Sadler, Reg. No. 38,605; Michael A.  
14 Proksch, Reg. No. 43,021; David A. Morasch, Reg. No. 42,905; Katie E. Sako, Reg.  
15 No. 32,628 and Daniel D. Crouse, Reg. No. 32,022.

16 Send correspondence to: LEE & HAYES, PLLC, 421 W. Riverside Avenue,  
17 Suite 500, Spokane, Washington, 99201. Direct telephone calls to: Allan T.  
18 Sponseller, (509) 324-9256.

19  
20 All statements made herein of my own knowledge are true and that all  
21 statements made on information and belief are believed to be true; and further that  
22 these statements were made with the knowledge that willful false statements and the  
23 like so made are punishable by fine or imprisonment, or both, under Section 1001 of  
24 Title 18 of the United States Code and that such willful false statement may  
25 jeopardize the validity of the application or any patent issued therefrom.

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Full name of inventor:

John DeTreville

Inventor's Signature

John DeTreville Date: 7/21/99

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